# BROWN BROWN ATTORNEYS AT LAW, P.A.

BEB

1102 East Tennessee Street TALLAHASSEE, FLORIDA 32308 Of S

THOMAS J. BROWN\*
HUBERT R. BROWN\*

\*Also Licensed in Texas Legal Assistants: MARY B. SILVA, J.D. TELEPHONE (850) 224-2800 TELECOPIER (850) 224-2747 www.BrownandBrownLawyers.com

June 6, 2006

Office Wanager:
Lullian Brown
Paralegala:
MELANIDO HOLMES
ROSALIND D. WYNN

Herbert W.A. Thiele, Esq.,
County Attorney
LEON COUNTY ATTORNEY'S OFFICE
301 South Monroe Street
Tallahassee, Florida 32301

Via "Fax (850) 922-8916" and "U.S. Mail

RE:

TRANSMIT SETTLEMENT OFFER

Leon County, vs. Edwin E. Cash, et al.

Case No.: 02-CA-545

Dear Mr. Thiele:

This is to advise you and our mutual Client, Leon County, of a proposed settlement offer extended by Nicholas Yonclas, Esquire on behalf of his clients, Mr. and Mrs. Edwin and Martha Cash.

Transmitted and enclosed herewith kindly find a copy of a facsimile transmittal sheet from Mr. Yonclas dated June 2, 2006, and received in my office late Friday, afternoon on June 2, 2006. The proposed settlement is, as follows:

1. Mr. & Mrs. Cash will

(a) forego an appeal;

- (b) Transfer the subject property to Leon County by a "deed in lieu of foreclosure" [I would suggest by Warranty Deed]; if
- 2. Leon County will
- (a) Accept the foregoing consideration in full satisfaction of the Final Judgment entered in the above-referenced case and issue a "Satisfaction of Judgment"; and
- (b) Agree not to pursue other collection activity against the Cashes regarding the Final Judgment in the above-referenced case.

As you are aware, time is of the essence being that any appeal must be filed within thirty (30) days after entry of the Final Judgment.

Attachment # 4
Page 2 of 4

Herbert W.A. Thiele, Esq., County Attorney LEON COUNTY ATTORNEY'S OFFICE June 6, 2006 Page 2 of 2

If you have any questions and/or concerns regarding the foregoing matter, do not hesitate to give me a call or bring it to my attention.

With kind regards, we are

Sincerely,

BROWN AND BROWN

ATTOPNEYS AT LAW, P.A

Thomas J. Brown, Esq.

For the firm

TJB.

Enclosure. 1. Facsimile Transmittal Sheet

(Litigate.LC\Cash-2\Thiele-Herb.L05)

Attachment # 4

### NICHOLAS YONCLAS

POST OFFICE BOX 386 • EASTPOINT, FL 32328
PHONE: 850-670-1616 • FAX: 850-670-1618

To:	From:
Thomas J. Brown	Nick Yondas
FAX NUMBER:	Dutet
(850) 224-2747	June 2, 2006
COMPANY:	TOTAL NO. OF PAGES INCLUDING COVER:
Brown and Brown	1
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
(850) 224-2800	None
Rec	YOUR REFERENCE NUMBER:
Leon County v Cash	None
□urgent □ for review	□ PLEASE COMMENT □ PLEASE REPLY □ PLEASE RECYCL
NOTES/COMMENTS:	

Finally, I have had a chance to talk with the Cashes in depth about this matter, and I am authorized to proceed forward with the sentement proposal which you and I talked about at the last hearing.

The Cashes are willing to forego an appeal and to give the Leon County a deed in lieu of foreclosure if the County will issue a satisfaction of the final judgment and agree not to pursue other collection activity against the Cashes, stemming from the underlying violation. Scated otherwise, Leon County gets the property in question and agrees not to go after anything else of the Cashes, and the Cashes do not appeal (they give a deed, of course).

Please run this proposal by your client. I apologize for the delay in getting back to you, but my clients' health problems interfered with my getting authority earlier. Both of them are in bad health right now, which is one of the reasons they want to get this matter behind them.

Thanks. I look forward to hearing back from you.

Attachment # 4
Page 4 of 4

## **BROWN AND BROWN**

ATTORNEYS AT LAW, P.A.

1102 EAST TENNESSEE STREET TALLAHASSEE, FLORIDA 32308 (850) 224-2800 (850) 224-2747 (FAX)

### FAX

DATE:

June 6, 2006

Transmitted By: Fax

TO:

Herbert W.A. Thiele, Esquire

County Attorney for Leon County

FAX TO:

(850) 922-8916

FROM:

Thomas J. Brown, Esq.,

RE:

Leon County v. Cash

NUMBER OF PAGES INCLUDING THIS COVER PAGE 4

COMMENTS: Per your request, please find transmitted a copy of my correspondence and

enclosure.

TRANSMITTED BY: TJB/mah.

## CONFIDENTIAL AND PRIVILEGED

PLEASE NOTIFY THE SENDER AT (850) 224-2800 IF THERE SHOULD BE ANY QUESTIONS. THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS LEGALLY CONFIDENTIAL AND PRIVILEGED INFORMATION. IT IS INTENDED ONLY FOR THE USE OF THE PERSON OR ENTITY NAMED ABOVE. IF YOU RECEIVE THIS MESSAGE AND YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY COPY, DISSEMINATION OR DISTRIBUTION OF THIS INFORMATION IS PROHIBITED. IF YOU HAVE RECEIVED THIS FACSIMILE IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AT THE ABOVE NUMBER AND RETURN THE ORIGINAL INFORMATION TO US AT THE ADDRESS SHOWN ABOVE VIA U.S. MAIL. WE WILL REIMBURSE THE COST OF POSTAGE. THANK YOU FOR YOUR CONSIDERATION.